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White will be the thing in Men's Shirts this season, & it behooves you to lay in a supply while this limited quantity lasts. All sizes 14 to 17; special, 98c.

FATE OF WARD ACT RESTS WITH SUPREME COURT

State's Highest Tribunal Will Give Decision in Local Option Contest Next Thursday.

MAY AFFECT MANY ELECTIONS

Disinterested Attorneys Express Belief That Act Will Be Held Unconstitutional.

Speaker Richard E. Byrd and Judge William Hodges Mann, of counsel for the "drys," and Attorneys A. T. Embury and St. George R. Fitzhugh, representing the "wets," yesterday fully argued the Federal liquor local option case before the Supreme Court of Appeals of Virginia.

A number of local option and other special elections have been held in various parts of the State under this act, and naturally the opinion of the Supreme Court in the case will be awaited with interest throughout Virginia.

Should the court decide that the Ward act is unconstitutional, the local option elections recently held in Lynchburg, Roanoke, Suffolk and other cities will be void, and those cities will again become "wets."

Speaker Byrd opened the argument, and Judge Mann closed for the "wets." Judge Mann closed for the "drys," as set out in their brief, and in the argument was that the Corporation Court of Fredericksburg erred in holding that section 18 of the schedule of the Virginia Constitution, which provides that "in all elections held after this Constitution goes into effect, the qualifications for electors shall be those prescribed in article 24, applies to local option elections." They argued that this section applies only to general elections, and that members of the General Assembly and other officers elected by the people.

The attorneys for the "wets" contend that every kind of election held in Virginia comes within the provisions of this section, and is governed by it. They claim that the provisions of the Ward act, which provide for the election of a local option, are in violation of article 24 of the State Constitution, and that the act is, therefore, unconstitutional. The court will render its decision on Thursday.

The history of the Fredericksburg case is very interesting. On March 12, 1908, certain qualified voters of that city presented to the Corporation Court a petition asking that the court order a special election in the month of April, 1908, upon the question of the sale of intoxicating liquors in Fredericksburg. The number of the petitioning voters equaled one-fourth of the electors who qualified in the general election in November, 1907, and the court entered an order for an election to be held on May 6, 1908.

In the election 221 ballots were cast against the licensed saloon and 320 for the saloon, the "drys" winning by thirty-one votes on the face of these returns.

HOLD MEET AT FAR GROUNDS

New Racing and Horse Show Association Secures Charter.

Racing in Richmond this spring seems now to be an assured fact. The Virginia Racing and Horse Show Association, which has as its prime object the holding of a meet at the Virginia State Fair Grounds in May, was chartered yesterday by the State Corporation Commission, with James W. Graves as president, and John McComb, secretary and treasurer.

Mr. Graves has been identified with the Deep Run Hunt Club for a number of years, and has been behind many of the racing meets held here.

Mr. McComb also has been well known in the horse-racing world, and has a big stock farm in Louisiana county. W. J. Carter, "Broad Rock," who writes "Horse and Horseman" for the Times-Dispatch, has been an official of every meet that has been held by the Deep Run Hunt Club since that club was organized, twenty years ago.

The association will hold a meeting within the next week to make the arrangements for the meet. Mr. Graves is in New York on business, and while there he will secure dates for the meet. The Deep Run Hunt Club by the National Steeplechase and Hunt Club Association. The Deep Run Club will not have a meet this spring, and no difficulty is anticipated in having the dates transferred.

The members of the association propose to make the meet in May one of the biggest ever held in Richmond. All kinds of races will be held, including flat, steeplechase, hunt, and military. In the last named event only horses that are owned and ridden by members of the United States Army and Navy and State militia can enter.

SUBMITS POLL-TAX CASE
Attorney-General Anderson Concludes His Argument Before Supreme Court.

Attorney-General Anderson yesterday morning concluded his argument on the Norfolk poll-tax case before the Supreme Court of Appeals of Virginia, and the case was submitted. The court will render its decision on Thursday.

Major Anderson wound up his argument with a strong plea to the court to decide there be no poll tax. He said that the Constitution means that the voter must pay his poll-tax out of his personal funds, and that it is not necessary for him to appear before the city or county treasurer in his physical person to pay the tax.

Joseph Ignes, who takes charge of the Henrico county jail following the resignation of Deputy Sheriff Garrett, moved into his new residence yesterday morning. He will take care of the institution during the night and W. W. Snyder will be in charge during the day. Mr. Snyder takes the keys next Monday, and Mr. Ignes will then take up his new duties as constable in the Tuckahoe district.

CREDIT MEN EAT, PUT PIPE ORGAN IN THEN HEAR TALKS CITY AUDITORIUM

President of National Association Delivers Instructive Address Before Local Organization.

F. M. Gettys, president of the National Credit Men's Association, addressed the local association at a meeting held at the Business Men's Club last night. He was accompanied by J. C. Clark, of the Credit Insurance Adjustment Company, who also made a short address. Before the speeches the local association had a supper. Colonel Jo Lane Stern presided.

WILL ORGANIZE STREET RAILWAYS

Court of Appeals Sustains Judge Waddill in Ordering Sale of Property.

GOULD INTERESTS CONTROL

Termination of Receivership of Passenger and Power Company Now in Sight.

Judge Nathan C. Goff, of the United States Circuit Court of Appeals, yesterday rendered a decree upholding the recent action of Judge Edmund Waddill, Jr., in ordering a sale of the Virginia Passenger and Power Company properties, embracing all the street railway and electric power plants in and about Richmond, Petersburg and Manchester. It is probable that an agreement may be reached within the next few months, and the properties now in the hands of receivers be put up at auction. It is generally understood that the Gould interests will remain in control.

The Decree Entered.
Judge Goff's decree is as follows: "In the case of the Metropolitan Trust Company, of the city of New York, Plaintiff, vs. Central Trust Company of New York, Bowling Green Trust Company, trustee; The Equitable Trust Company, of New York, trustee; Virginia Passenger and Power Company, receiver."

"Cross appeals from the Circuit Court of the United States for the Eastern District of Virginia, at Richmond. 'Argued January 29, 1909, decided March 3, 1909, before Goff and Pritchard, circuit judges, and Boyd, district judge."

"Carl Taylor and James Byrnes (L. L. Lewis and R. B. Davis on briefs) for the Metropolitan Trust Company, of the city of New York, and D. O. Phipps and D. O. Phipps (O'Flaherty and Fulton on briefs) for Frank E. Howe et al.; Henry W. Anderson (Thompson, Vandenberg and Freedman on briefs) for the Virginia Passenger and Power Company, receiver; John P. H. Van Brunt (Hill Carter and John Larkin & Rathbone on briefs) for the Central Trust Company of New York, Plaintiff."

Decree Justified.
"The decree appealed from was entered by the court below under circumstances that fully justified the judicial discretion then exercised in directing a sale of the property involved in this litigation, and, in our opinion, due regard for the conflicting interests of the parties has been observed, and the rights of all have been fully protected."

"The assignments of error in the circuit court's order to allow any of the Metropolitan Trust Company of New York and the Bowling Green Trust Company, trustee, are without merit, as the reservations complained of in the decree of sale of October 24, 1908, are incidental and necessary to an order of sale in advance of the assignment of the property, and the determination of the rights of the parties concerning the questions involved."

JURY ADJOURNED
Judge Witt Allows Members to Attend Inauguration Exercises.

Judge Witt adjourned the jury in the trial of the case of the members of the jury who might wish to attend the inauguration to go to Washington. Court will continue again on Monday.

HOUSE BURIED IN DIRT
City Liable for Dumping Trash on Private Property.

Returning to find his house almost buried in a pile of city dirt and garbage, James Blackwell (colored) yesterday entered suit through his attorney, George White, against the city of Richmond. He was successful in the Civil Justice Court, and yesterday afternoon, after it had been thoroughly threshed out, Judge Turner made a verdict in favor of the complainant for the amount asked.

The house was situated at the angle formed by St. Peter, Calhoun and Allen streets. Blackwell bought the property in 1899, but it had not been occupied since 1905. He left the city about two years ago, and when he returned he found that the street cleaners had so far encroached upon his house with their dirt that it was practically worthless.

EARNINGS SHOW INCREASE
Chesapeake and Ohio Station for Seven Months Is Favorable.

Comptroller of the Chesapeake and Ohio Railway Company, issued a statement yesterday showing that the net earnings of the system for the seven months ending January 31 were \$792,262.94, an increase of \$192,762.87 over the net earnings in January, 1908. The net earnings for the seven months ending January 31 were \$792,262.94, an increase of \$192,762.87 over the net earnings for the corresponding period of last year.

WEATHER BUREAU
Chamber of Commerce Will Continue Efforts to Secure Observatory for Richmond.

Still determined to have the United States Weather Bureau located in this city, the Chamber of Commerce has not let up work to have the Council accept the site recommended by the city and the Weather Department. The entire membership of the chamber appreciates the importance of the station to many of the business and industrial organizations, and it is the policy of the chamber to place a higher value upon the parks than the Chamber of Commerce, but it regards the establishment of the Weather Bureau as of paramount importance to the industrial interests without materially decreasing the usefulness of Chamber Park.

TAKE PART IN INAUGURAL PARADE



MAJOR E. W. BOWLES, Commanding Richmond Light Infantry Blues Battalion. MAJOR HUNSDON CARY, Commanding First Battalion, First Virginia Regiment.

CARNEGIE SENDS CHECK FOR HALF MILLION HERE

Great Financier Pays His Share of University of Virginia Endowment Fund.

DEPOSIT IN LOCAL BANK

Six Schools of Virginia Institution Are Now Firmly Established.

Eppa Hunton, Jr., of this city, treasurer of the Alumni Board of Trustees of the University of Virginia Endowment Fund, yesterday morning received a check for \$500,000 from Andrew Carnegie in payment of his half of the \$1,000,000 endowment fund of the university. The check was drawn on the Home Trust Company, of Hoboken, N. J., and Mr. Hunton immediately deposited it at the Bank of Richmond, having the amount placed to the credit of the alumni board.

The Bank of Richmond expressed the check to Hoboken on the train which left this city for New York at noon yesterday. This was one of the biggest private checks ever deposited in Richmond, and caused some comment in banking circles.

When President Alderman became the head of the university, several years ago, he started a movement for the establishment of a \$1,000,000 endowment fund, and Mr. Carnegie agreed to give half of the fund, \$500,000. The University raised the remaining \$500,000, and that the entire fund be kept intact, the income being used for the instruction at the institution.

Liberal Responses Received.
President Alderman immediately started to work to raise the \$500,000. Liberal-minded men throughout the South and East responded generously to his call. Half of the sum was raised up to November 1, 1908, and in that month \$100,000 more was subscribed. A few weeks ago President Alderman announced that the immense endowment fund was an accomplished fact.

At a meeting of the faculty of the university on Saturday, February 10, Mr. Carnegie was then notified that the university had performed her part of the agreement, and the great financier wired her yesterday with the check for \$500,000.

This endowment, which exceeds by \$50,000 the accumulated endowments of the university from 1825 to the beginning of this movement, will be held by the alumni board of trustees, of which Mr. Alderman is president, and Eppa Hunton, Jr., is treasurer.

Endow Six Schools.
The \$500,000 given by Mr. Carnegie will become the permanent endowment of at least six schools in the university—the school of engineering, the school of political economy and agricultural science, two chairs in the school of law, the school of English and the school of pathology. These will be the first of the great buildings which the university who have helped build the university and the republic.

In offering to give one-half of the endowment fund, Mr. Carnegie expressed his keen pleasure at being given an opportunity to serve the University of Virginia, and through it the States of the South. Other great financiers of the North and South have contributed liberally to the fund, and are enrolled as permanent benefactors of the university.

Great credit is due to Dr. Alderman, for it was he who really made the endowment possible. He has been untiring in his efforts to raise the money, and at the same time has performed, with the aid of his staff, the heavy tasks belonging to his high office.

DAVIS ARRESTED
Detectives Charge Young Man With Working Old Film-Flam Game.

Thomas Davis was arrested by detectives yesterday afternoon at the residence of J. W. Bush, of New Jersey, of 119 on the pretense that he would procure a situation for the young man.

REVENUE AGENTS CAPTURE STILLS

Officers Secure Outfit, but Fail to Find the Whiskey.

Somewhere in the hills of Pittsylvania county, 300 gallons of whiskey are said to be hidden. The liquor is alleged by government representatives to have been concealed by moonshiners who escaped. The still was captured and destroyed. A report of the raid was received yesterday by Colonel W. H. Chapman, the local revenue agent.

According to the report, which is signed by Special Gauger Atkins and Revenue Inspector Babbitt, the officers went out from Danville Monday afternoon and crossed the hills into North Carolina. They had scarcely passed over the border when two men carrying their paraphernalia on their backs came from the woods. At the sight of the officers the men dropped their load and fled. It was found that they had a complete outfit for the manufacture of whiskey.

The officers investigated further and found that the men had been in the illicit distilling business for some time, but there is no clue to their identity. Dissatisfied with their unsuccessful raid, the officers kept on and two miles off they found the remains of another still. The fugitives had left apparatus sufficient to manufacture fifty gallons of whiskey per day. The stills are located in Caswell county, N. C.

Those engaged in searching down the illicit distillers allege that the authorities are so closely watched by the fugitives that they fear to hold their places for more than a few days at a time. It is said that they jump from place to place, and up a temporary plant, and that when they make a liberal quantity of illicit goods, disappear. Extra men will be sent to crush the illicit manufacture of whiskey in the neighborhood of Danville.

FALLS FROM VIADUCT

Coal Car Plunges from Chesapeake and Ohio Trestle at Nineteenth Street.

As the result of a broken rail a Chesapeake and Ohio freight car, loaded with coal, jumped from the viaduct at Nineteenth Street early yesterday morning, plunging into the Dock and wharf below. The car was on the track and hung precariously near the edge. No one was hurt.

The track was so badly torn up that it could not be used until a working crew had cleared it of the wreckage, a work that occupied several hours. It was thought that the car in the Dock would make the Chesapeake and Ohio steamer, which has its wharf at the upper end, found enough water on one side to get by. The train was a long string of cars carrying coal to Newport News.

CHILDREN'S CHORUS

First General Rehearsal of Wednesday Club Junior Choir This Afternoon.

The first general rehearsal of the entire membership of the Wednesday Club children's chorus will be held this afternoon at 4 o'clock in the Jefferson Auditorium, Main and Adams streets. Every member of the chorus from every section of the city and Manchester is expected to be present.

Heretofore the children's chorus has been drilled in sections on account of its size, about 1,600 children being enrolled. Director Walter C. Meeker will have the full chorus together this afternoon for the first time.

DISCUSS RAILROAD RATES

Literary Societies of Richmond College Will Hold Public Debate.

The annual public debate between the two literary societies of Richmond College will take place to-night in the college chapel at 8:15 o'clock. The subject for the debate will be, "Resolved, That State Regulation of Railway Rates Should Be Abolished in the South." The Philologist Society will be represented by James H. Terry and the other society by Walter C. Meeker.

BLUES LEAVE FOR INAUGURAL

Virginia Troops Given Place of Prominence in Parade Formation.

INSTITUTE CADETS COMING

Large Crowds of Richmond People Plan to View Pageant.

Virginia's oldest and most famous military organization, the Richmond Light Infantry Blues, left this city for Washington last night at 8:20 o'clock on a special train over the Richmond, Fredericksburg and Potomac Railroad. When the battalion boarded the train at Elba Station, the soldiers were clad in their regulation uniforms and kaki overcoats, but, to-day, when they march down Pennsylvania Avenue, at the head of the line of troops from the Old Dominion, they will wear their magnificent full dress uniforms and plume-bedecked helmets.

Behind the Blues in the parade will come the local battalion of the First Virginia Regiment, which also left this city last night for Washington. The Blues are commanded by Major E. W. Bowles and number about 260 men, while the First Battalion of the First Regiment has about 160 men. This battalion is under command of Major Hunsdon Cary. The Blues will make their headquarters at 1703 New York Avenue, and will remain in Washington until midnight Friday night. The First Regiment battalion will return to Richmond to-night.

Besides these troops, Richmond will be represented in the parade by Company F, the prize drill team of the Lady Macabees, Captained by Major C. Gray Bessieux, formerly of the First Virginia Regiment, the company left last night for Washington. It will return to-morrow.

Five other companies of the First Regiment, one company of the Fourth Regiment, and the cadets of the Virginia Military Institute will be among the Virginia soldiers in the parade. The Virginia troops will march in the line of march, and they will assemble at 11 o'clock this morning at Sixth Street, S. E., the Blues, at the head of the column, being at B Street, N. W.

REGULAR TROOPS GOING

The Fifth United States Cavalry, which has been serving with the Army of Cuban Pacification, passed through Richmond yesterday morning en route from Newport News for Washington to participate in the parade. The regiment numbers about 500 men, and made the trip in two trains, one to Chesapeake and Ohio Railway. Troop K, of Augusta, Ga., attached to the Georgia National Guard, also passed through this city yesterday morning en route for Washington. The Richmond Hussars, of Augusta, and a report was sent out from the National Capitol yesterday afternoon to the effect that the Richmond Blues were on parade there.

Hundreds of Richmond people will attend the inauguration to-day. The exodus for Washington began early yesterday morning and continued throughout the day. The Richmond, Fredericksburg and Potomac Railroad will run a special train from the Elba Station at 6 o'clock this morning, arriving in Washington about 9:30 o'clock.

CHAMBER OF COMMERCE

Will Discuss Important Questions at Smoker in Jefferson Hotel Auditorium.

The Chamber of Commerce has authorized its officers under the auspices of a special committee to be appointed by President F. D. Williams to hold a smoker at the Jefferson Hotel Auditorium on the night of March 5, when subjects of great importance to the people of Richmond will be discussed by some prominent citizens to be selected later.

PRESENT OIL PORTRAIT TO THE SUPREME COURT

A handsome oil portrait of the late Judge Joseph Christian will be presented to the Supreme Court of Appeals of Virginia Monday by Wyndham R. Meredith on behalf of the Chamber of Commerce. The portrait will be hung in the Supreme Court chamber. Judge Christian was a member of the court twelve years, and was president for several years.

EXTEND MISSION IN BLUE ROGE

Industrial School to Be Established at Back Hollow, Greene County.

SITE ALREADY SECURED

Members of Richmond Episcopal Churches Organize to Assist in Work.

Upon the request of Rev. George P. Mayo, of Greene county, a number of local business and professional men of this city met yesterday afternoon in the office of Munford, Hunton, Williams & Anderson to discuss ways and means of raising funds for the establishment of an industrial school in Greene county to be known as the Industrial School of the Archdeaconry of the Blue Ridge.

Mr. Mayo explained the objects and purposes of the new institution, and stated that those in charge of the work desire to raise \$3,000 to construct a model building at Bacon Hollow, Greene county, to accommodate a day school and boarders from neighboring counties and towns. A tract of 450 acres of land already has been secured, and a man has been employed to farm the land.

Committee Appointed.
After a lengthy discussion as to the best method of raising the necessary money, it was decided to place this work in the hands of a committee to be composed of representative members of each of the Episcopal churches of Richmond. John Kerr Branch was elected chairman of the committee. Henry W. Anderson was made secretary and Thomas P. Bryan treasurer.

Fred W. Scott offered a resolution that the meeting adjourn until Friday afternoon at 4 o'clock, and that in the meantime Mr. Mayo see and invite the following members of the Episcopal churches to take part in the movement: Monmouth Church—John M. Taylor, B. B. Valentine and R. H. Meade. All Saints Church—P. H. Mayo, Mann S. Valentine and Thomas L. Moore. Holy Trinity—John W. Gordon, E. C. Mayo, Thomas Atkinson and P. H. Baskerville.

Grace Church—J. M. Fourqurean, Henry C. Hely, William H. Palmer and E. C. Mayo. St. Marks—John T. Beveridge and Frank D. Beveridge. St. John's—J. S. Moore and John F. Mayer.

St. James—James Caskie, E. B. Addison, O. H. Fusten and Stewart Woodward. Emmanuel—C. C. Pinckney, John Stewart Bryan and Thomas P. Bryan. St. Paul's—Henry W. Anderson, Fred W. Scott, E. Randolph Williams, John Kerr Branch, W. M. Hablston and Alfred B. Williams.

Those present at the meeting yesterday were: Colonel William H. Palmer, John L. Williams, W. M. Hablston, Frank D. Beveridge, John Kerr Branch, Henry W. Anderson and Thomas P. Bryan.

SUIT FOR EJECTION

Contest Continues Over Possession of Property on Carrington Street.

The case of John and J. C. Boehling against Madeline Solari in a process of ejection to gain possession of property on Carrington street and 12th avenue, was on trial in the Law and Equity Court yesterday.

Judgment in the case of C. A. Motterly against J. P. Wright was rendered for \$27.71.

Judge Grinnan sat yesterday for Judge Ingram, who yesterday in Washington to attend the inauguration.

CANAPA A BANKRUPT

Former Greer Asks Federal Court for Relief from Indebtedness.

Joseph Greer, who is the Canapa Grocery Company, yesterday filed a petition in bankruptcy before the United States District Court in Canapa, Pa., asking that he be declared a bankrupt, and that his firm be liquidated. The assets of the firm are valued at \$11,000, and the liabilities at \$12,500. The case was presented to the court in a few days.

THE SUPREME COURT HONORS MR. BRYAN

Judge L. L. Lewis, of this city, yesterday presented to the Supreme Court of Appeals of Virginia the resolutions which were passed by the Richmond Bar Association at the time the death of Joseph Bryan, Judge Lewis prefaced the reading of the resolutions with an eloquent tribute to the memory of Mr. Bryan, and the members of the court, ordered the resolutions spread upon the court record.

SPRING OPENS WITH SLEET AND SNOW

Ground-Hog Makes Good Wit Rain, Hail, Lightning and Wind.

Men and women who had to get up early yesterday morning, in vain, to their places of work through fog, most thick enough to cut with a knife, feeling that the ground-hog who had forecasted a fine day, was wrong, and that the weather was not what it was, but little interest in the weather, had awakened and would soon make things lively. They were right. They had hardly arrived at their places when a heavy rain fell, and the downpour began. At 10 o'clock the rain was pouring in torrents. A few hours later, and being whipped from place to place by the wind, the rain had got the start, however, and they made no show on the ground. Gullers ran like small fish, but there was no appreciable change in the temperature.

After trying for some time to make a show of the snow, the wind, which kept up without cessation for into the morning, as far as the uninitiated could see, there was no snow, and that it would cease within the next few days, but the weather men assured them last night that the weather would be fair in the next day or so.